

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Competitive Product Prices
Parcel Select Contract 37 (MC2020-84)
Negotiated Service Agreement

Docket No. CP2020-83

PUBLIC REPRESENTATIVE COMMENTS ON
POSTAL SERVICE NOTICE OF AMENDMENT TO
PARCEL SELECT CONTRACT 37

(December 16, 2021)

The Public Representative hereby provides comments pursuant to the Commission's Notice in this docket.¹ In that Order, the Commission established the above referenced docket to receive comments from interested persons, including the undersigned Public Representative, on a Postal Service Notice of Amendment to Parcel Select Contract 37.²

The Postal Service's Notice includes a certified statement as required by 39 C.F.R. § 3015.5, a public (redacted) version of the Third Amendment to Parcel Select Contract 37, and supporting financial data estimating the contract value during the first year.

In Order No. 5401, the Commission approved the Postal Service's request to add a new product identified as Parcel Select Contract 37 to the Competitive Product List.³

¹ PRC Notice Initiating Docket No. CP2020-83, December 10, 2021

² Notice of the United States Postal Service of Amendment to Parcel Select Contract 37, Filed Under Seal. December 9, 2021. (Request).

³ See Order No. 5401 Order Adding Parcel Select 37 to the Competitive Product List, Docket No. MC2020-84/CP2020-83, January 9, 2020.

Since then, the Postal Service has filed two amendments. Both were approved by the Commission in Order No. 5589⁴ and Order No. 5913.⁵ The instant third amendment amends the terms in Sections I.B, I.C, I.E.2 through I.E.5, Table C, I.F, I.L, and I.V; adds Tables D.1 through D.4; and removes Section I.H and Table E. Attachment A at 1.

The effective date of Amendment Three to Contract 37 is three (3) business days following the day on which the Commission issues all necessary regulatory approvals. Notice at 1. The pricing set forth in this third amendment is set to expire on December 31, 2021. Attachment B at 2. The contract, as originally filed, was set to expire on or about January 9, 2023.⁶

COMMENTS

The Public Representative has reviewed the Postal Service's Notice of Amendment to Parcel Select Contract 37 and the financial data filed under seal with the Postal Service's Notice. Based upon that review, the Public Representative concludes that Contract 37, as amended, should continue to generate sufficient revenues to cover costs and thereby satisfy 39 U.S.C. § 3633(a) and thus should be approved by the Commission.

Finally, the Postal Service must file revenue and cost data for Contract 37 in future Annual Compliance Reports. This data will permit the Commission to annually review the financial results for Parcel Select Contract 37 for compliance with 39 U.S.C. § 3633(a).

⁴ See Order No. 5589 – Order Approving Amendment One to Parcel Select Negotiated Service Agreement, Docket No. MC2020-84/CP2020-83, July 16, 2020.

⁵ See Order No. 5913 – Order Approving Amendment Two to Parcel Select Negotiated Service Agreement, Docket No. MC2020-84/CP2020-83, June 11, 2021.

⁶ Order No. 5401 at 2.

The Public Representative respectfully submits the foregoing comments for the Commission's consideration.

Christopher Mohr
Public Representative

901 New York Ave. NW
Washington, DC 20268-0001
202-789-6857
Christopher.mohr@prc.gov